

IDAHO STATE BOARD OF CHIROPRACTIC PHYSICIANS
BOARD MEETING
August 7, 2001

Meeting was called to order at 9:00 a.m. by Board Vice-Chair.

Roll Call: Dr. Dennis Harper, Vice-Chair
 Dr. James Hollingsworth
 Dr. Zane Sterling
 Dr. Patrick Mayo
 Sandra Averill

Others present: John Kersey, Chief Investigator
 Budd Hetrick, Deputy Bureau Chief
 Roger Hales, Legal Counsel
 Cherie Simpson, Secretary

Moved by Ms. Averill to approve the minutes of the May 22, 2001 meeting as submitted.
Seconded by Dr. Sterling, carried.

ELECTION OF OFFICERS

Dr. Sterling nominated Dr. Harper as Chairperson, seconded by Ms. Averill. Ms. Averill nominated Dr. Sterling as Vice-Chairperson, seconded by Dr. Mayo. Dr. Sterling nominated Dr. Mayo as secretary, seconded by Ms. Averill. All voted unanimously.

Discussion held on old business – Letters generated from last meeting were discussed. Moved by Ms. Averill that Board go into executive session to discuss matters not subject to public disclosure. Seconded by Dr. Sterling, carried.

Moved by Ms. Averill that Board come out of executive session. Seconded by Dr. Sterling, carried.

Mr. Hetrick presented the financial report. Discussion was held. Mr. Hetrick explained that in-state travel reimbursement has been raised by the Board of Examiners. The out-of-state travel is consistent with IRS guidelines. The Bureau's balance may be affected if the Governor calls for a hold-back during this next fiscal year.

Mr. Hetrick presented the proposed law change that would raise the cap for fees (54-708) during the next legislative session.

Mr. Kersey presented the investigative report. He explained that the report is now being generated for fiscal year instead of the calendar year used in the past. Mr. Kersey reported that 15 complaints were received in 2000, 9 of which remain under investigation. One has been scheduled for a disciplinary hearing tentatively scheduled for September 6 & 7, 2001 in Lewiston.

Moved by Ms. Averill that Board go into executive session to discuss potential litigation. Seconded by Dr. Sterling, carried.

Moved by Dr. Hollingsworth that Board come out of executive session. Seconded by Dr. Sterling, carried.

Moved by Ms. Averill that the recommendation from Kirsten Wallace be accepted on complaint no. CHI-P1-03-00-001. Seconded by Dr. Sterling, carried.

Moved by Dr. Sterling that the recommendation from Kirsten Wallace be accepted on complaint no. CHI-P3C-02B-00-008. Seconded by Ms. Averill, carried.

Mr. Hales addressed the Board. Moved by Dr. Hollingsworth that Board go into executive session to discuss potential litigation. Seconded by Dr. Mayo, carried.

Moved by Dr. Sterling that Board come out of executive session. Seconded by Dr. Mayo, carried.

Dr. Sterling will put together a checklist for use by the Peer Review committee when accepting requests for reviews. This checklist will outline the laws and rules.

Discussion was held on Board certification of Chiropractic Acupuncturists. It was stated that the Idaho Association of Chiropractic Physicians should work toward change in this law. Discussion was held on chelation therapy as it applies to the practice of Chiropractic. Mr. Hales felt that the Board could have a good argument in that chelation therapy could conceivably be a part of Chiropractic practice.

Dr. Glenn Moldenhauer appeared before the Board and presented a report on the activities of the Peer Review Committee. Discussion was held on the procedure for appointing committee persons and training of the committee. It was discussed whether or not Dr. Carr should present the training this year or if the Board could do the training of new members. Moved by Dr. Hollingsworth that the Bureau mail certificates to members of the peer review committee thanking them for their time and dedication. Seconded by Ms. Averill, carried. Moved by Dr. Hollingsworth that upon receipt of positive responses from peer review committee members that Committee Chair send letter to those on the committee stating that as a peer review committee member they will be functioning in a difference capacity from a Chiropractic Physician and their goal will be only to protect the public. Dr. Moldenhauer is getting work of rumors that peer reviews are being done in large numbers. In actuality the Committee has had only 8 cases.

Moved by Dr. Mayo that Board break for lunch until 1:15 p.m. Seconded by Dr. Sterling, carried.

Meeting reconvened at 1:40 p.m.

Ms. McGinty presented the Continuing Education audits from the last renewal period. Dr. Hollingsworth reviewed for compliance and found two licensees who did not meet the continuing education criteria.

Ms. Wallace appeared before the Board explaining the procedure for the upcoming hearing in Lewiston.

Letter from Dr. West was read dealing with Chelation Therapy as a part of Chiropractic scope of practice. Moved by Dr. Mayo to table the issue until the next meeting to allow for research of the practice of chelation therapy. Seconded by Dr. Hollingsworth, carried.

Discussion was held on the Board members participation in the NBCE examination. Dr. Hollingsworth and Dr. Mayo felt they would be interested in attending in November.

Next meeting date is scheduled for October 12, 2001.

Meeting adjourned at 3:20 p.m.

APPROVED BY BOARD 12/12/2001